

## REMARKS

This is intended as a full and complete response to the Office Action dated June 3, 2004, having a shortened statutory period for response set to expire on September 3, 2004. Please reconsider the claims pending in the application for reasons discussed below.

Claims 5-11 and 21-29 are pending in the application. Claims 5-11 and 21-31 remain pending following entry of this response. Claims 5-7, 10-11, 21-23 and 25-28 have been amended. New claims 30-31 have been added to recite aspects of the invention. Applicants submit that the amendments and new claims do not introduce new matter.

Claims 5-11 and 21-29 stand rejected under 35 U.S.C. § 103(a) as being unpatentable over *Beezer et al.* (US 6,597,314; hereinafter *Beezer*). Applicants respectfully traverse the rejection.

*Beezer* is directed to a method and apparatus for providing user access to help and settings control in a system for viewing electronic books. (See, Abstract.) *Beezer* is specifically directed to the "single-window or single page viewing environment that provides a single navigational focus." (See, e.g., column 5, lines 20-21.) *Beezer* defines this environment as one in which "only one page of a document can be displayed on display 212 one time." Accordingly, each instance of displayable content rendered on the display 212 is a separate page of a document, and this is confirmed by *Beezer's* description of figures showing the display 212. For example, Figure 3 is described as displaying a "library page 308", Figure 4 is described as showing a "title page 410", and Figure 5 is described as showing an "cover page 510". Further, for each displayed page, the entire page is displayed. Accordingly, since the display 212 accommodates the entire page, repositioning of the page so that selected portions of the page are moved into view and other portions of the page are moved out of view, as claimed, is not performed. Therefore, *Beezer* does not teach, show or suggest rendering a page in a manner that repositions elements of the page from an unviewable area to a viewable area of a display device and positioning a portion of the page outside the viewable area of the display device.

Further, regarding claim 20, arranging the order of fields of a page is simply not taught by *Beezer*. The pages of *Beezer* are static, meaning that a given page is displayed in the same way each time, regardless of previous user interaction with the various elements of the page. What *Beezer* teaches is "smart" navigation. Smart navigation refers to directing a user to a particular section of a document based on the context from which the request for a document was made, navigation history and user preferences. (Col. 6, lines 46-56). Thus, which page is presented to the user may be determined on the basis of this criteria, but the positioning of the page relative to a screen area and the re-arrangement of elements of a given page is simply not taught by *Beezer*. Therefore, the rejection is believed to be improper and Applicants respectfully request that the rejection be withdrawn and the claims be allowed.

Because the independent claims are believed to be allowable, it follows that the respective dependent claims are also allowable. Accordingly, a detailed discussion of the basis for patentability of the dependent claims is not necessary. However, Applicants would like to point out some claims that are clearly substantially different from the teachings of *Beezer*. For example, claim 10 recites scrolling. The Examiner argues that "scrolling is inherently included in the teaching of recording cursor movement and screen position of the selected object". (Page 4, lines 1-2 of the Examiner's Office Action, citing column 7, lines 21-24 of *Beezer*.) First, Applicants point out that scrolling is not inherent in the teachings of *Beezer* given the single page viewing environment of *Beezer*. Since, for any page retrieved in *Beezer*, the entire page is displayed, scrolling is not only not required, but nonsensical. This is precisely why no scroll bar is shown in each of the figures of *Beezer* showing a displayed page. Second, the Examiner's citation to column 7, lines 21-24 of *Beezer* do not support the Examiner's argument. The citation reads as follows: "The pointer stored in the memory location as described above may be used to determine which part, section or chapter of the help and settings document is to be the target." (Column 7, lines 21-24.) The passage includes no teaching of "recording cursor movement and screen position of [a] selected object" (page 4, lines 1-2 of the Examiner's Office Action.), nor makes any suggestion of scrolling, explicit or inherent. Therefore, the rejection is believed to be

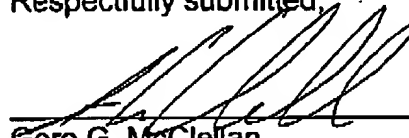
improper and Applicants respectfully request that the rejection be withdrawn and the claims be allowed.

Further, the Examiner improperly groups claims 6, 7, 22, 23, 27, 28, 29 together and summarily rejects all claims on the same basis, i.e., arguing that the "user interaction field [being] moved to the top portion of the view area" is taught by *Beezer* at Column 7, lines 20-23. First, Column 7, lines 20-23 reads as follows: "...document is opened at step 610 to chapter describing booked navigation. The pointer stored in the memory location as described above may be used to determine which part, section or chapter of the help and settings document is to be..." Accordingly, the cited section includes no complete sentence and, in any case, is not on point with respect to any of the rejected claims in the group. Second, not all the claims recite moving a user interaction field to top portion of a view area. For example, claim 22 recites "prior to rendering, determining that the one or more page elements are not positioned in the viewable area of the display for a default display arrangement." Claim 22 is not directed to moving elements of a page, and therefore has been improperly characterized by the Examiner. Accordingly, the rejection is believed to be improper and Applicants respectfully request that the rejection be withdrawn and the claims be allowed.

Applicants note that a telephone interview with the Examiner was granted and conducted on Aug. 31. Applicants acknowledge with appreciation the Examiner's time and efforts to move prosecution forward through meaningful exchange of information. During the telephone interview, the attorney signing below argued that *Beezer* did not teach, show or suggest the claimed subject matter, largely for the reasons stated above. The Examiner then elaborated on his position. However, respectfully, the Examiner's rationale remains unclear to the Applicants. As best the Applicants can understand, the Examiner's argues that the content displayed by *Beezer* is all one page, and navigation by the user merely repositions that single page so that unviewable portions are made viewable. Given the arguments above, it should now be clear that this position is incompatible with the clear teachings of *Beezer*. (See, e.g., column 5, lines 22-23 of *Beezer*.)

Having addressed all issues set out in the office action, Applicants respectfully submit that the claims are in condition for allowance and respectfully request that the claims be allowed.

Respectfully submitted,



Gero G. McClellan  
Registration No. 44,227  
MOSER, PATTERSON & SHERIDAN, L.L.P.  
3040 Post Oak Blvd. Suite 1500  
Houston, TX 77056  
Telephone: (713) 623-4844  
Facsimile: (713) 623-4846  
Attorney for Applicant(s)